

APPROVED
CANDIA ZONING BOARD OF ADJUSTMENT
MINUTES OF February 24, 2009

Present: Boyd Chivers, Chair; Ron Howe; Arlene Richter; Amanda Soares, Alternate; Ingrid Byrd, Alternate

Absent: Frank Albert, Vice-Chair; Judith Szot

Chairman Chivers called the meeting to order at 7:00 p.m. He asked I. Byrd to sit for F. Albert and A. Soares for J. Szot. A. Soares to take notes.

Approval of Minutes

I. Byrd **motioned** to accept the minutes of January 27, 2009 as presented. R. Howe **seconded**. **All were in favor.**

Continuance Case 09-567 Applicant: New Cingular Wireless PCS, LLC (“At & T”) c/o Stephen D Anderson, Anderson & Kreiger, LLP One Canal Park, Suite 200, Cambridge, MA 02141; Owner: Paul Hunter 606 North Road, Candia NH 03034, Map 402 Lot 10: For a Special Exception under Section V 5.02 (D, d-1), Section XII 12.01(B) and Section 13.02 and Variances under Section VI 6.01(G) and Section XII 12.02C. To permit a wireless communication facility in a Residential ® District consisting of a 180+/- lattice tower with side yard “fall zones” of less then 150% of the tower’s height within a 75’ x 75’ fenced equipment shelter will be located. The compound will include an equipment shelter and diesel generator. A gravel access drive is also proposed and utilities will be brought in from existing sources on the property.

Abutters, Mr. & Mrs. Kevin Deslongchamps 608 North Road were present. The applicant was not present. Chair Chivers informed the Board that the applicant had sent a letter dated February 17, 2009 requesting a 60 day continuance. He said he responded in a letter dated February 19, 2009 granting the request for the continuance until April 28, 2009. The abutters were sent copies of both letters.

Chair Chivers said after the last meeting, he realized that the balloon test for the Delongchamps property was not included. He wrote a letter to the applicant requesting the test be done. K. Delongchamps said they had issues with the test and was informed by the Chair Chivers to bring this up to the applicant at the meeting in April.

K. Delongchamps said he had found some people interested in hosting a cell tower but have not informed AT & T. He said he sent interested parties to the Building Inspector. Chair Chivers asked that all interested parties to go through the applicant’s attorney. He asked for copies to be kept of what is sent to the applicant’s attorney.

Chair Chivers said he had talked with the Town Attorney concerning procedures on cell towers and will send his comments to the Board Members. Chair Chivers asked if the Board would like the Town Attorney to come in and talk to them and if so he would schedule the attorney to attend the March meeting. I. Byrd felt the applicant should pay for the Town’s Attorney to come not the taxpayers. R. Howe suggested holding off on the legal advice, because other issues may or may not arise from new locations.

Other Business

He asked the Board if there were any other business to discuss and hearing none asked for a motion to adjourn.

I. Byrd **motioned** to adjourn. R. Howe **seconded. All were in favor.**
The meeting was adjourned at 7:16 p.m.

Respectfully submitted
From Amanda Soares tapes and notes,
Sharon Carrier
Recording Secretary